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**Attorneys for Defendant
Ralph R. Renna**

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

19 It is hereby stipulated by and between Assistant United States Attorney, Daniel S. Linhardt
20 for the Government and Donald H. Heller, Esq., attorney for Defendant, Ralph R. Renna, as follows:

21 1. Donald H. Heller, attorney for Defendant will undergo a two level cervical foraminotomy
22 on July 12, 2005, at Sutter General Hospital presently scheduled for 7:30 a.m., and accordingly will
23 be unavailable to attend the current status conference scheduled for July 12, 2005, at 9:30 a.m.

24 2. Defendant Ralph Renna has a waiver of appearance on file in this matter and has
25 authorized Mr. Heller to exclude time to August 9, 2005, for further status conference.

26 3. The government and Defendant Renna, hereby agree to continue the status conference to
27 August 9, 2005 at 9:30 a.m.

1 4. Both parties have met in conference and have had multiple telephone discussions as to
2 amicably resolving the case.

3 5. Both parties agree and stipulate that the court can excluded under the Speedy Trial Act
4 pursuant to 18 U.S.C. § 3161 (h)(8)(A) and Local Code T4, as a result of Mr. Heller's unavailability.

6 || Dated: July 5, 2005

DONALD H. HELLER,
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11 | Dated: July 5, 2005

/S/
DANIEL S. LINHARDT
Assistant U.S. Attorney
Attorney for the Government

Good Appearing:

IT IS THEREFORE ORDERED:

1. A further status hearing in the matter is set for August 9, 2005, at 9:30 a.m.
2. Pursuant to 18 U.S.C. § 3161 (h)(8)(A) and Local Code T4, time is excluded from July 12, 2005, through August 9, 2005.

DATED: July 11, 2005

/s/ Lawrence K. Karlton
HONORABLE LAWRENCE K. KARLTON
United States District Judge